

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

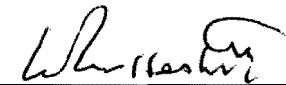
BRIAN A. JAMISON, :
Petitioner, : Case No. 3:09-cv-297
vs. : JUDGE WALTER HERBERT RICE
WARDEN, CHILlicothe :
CORRECTIONAL INSTITUTION, :
Respondent

DECISION AND ENTRY ADOPTING REPORT AND RECOMMENDATIONS
OF UNITED STATES MAGISTRATE JUDGE (DOC. #28) IN THEIR
ENTIRETY; OVERRULING PETITIONER'S OBJECTION THERETO (DOC.
#32); OVERRULING PETITIONER'S MOTION FOR LEAVE TO APPEAL *IN
FORMA PAUPERIS* (DOC. #26) AND PETITIONER'S REQUEST FOR AN
EXTENSION OF TIME TO APPEAL (DOC. #27)

Based on the reasoning and citations of authority set forth in the Report and
Recommendations of the United States Magistrate Judge, filed February 29, 2012
(Doc. #28), as well as on a thorough *de novo* review of this Court's file and the
applicable law, said judicial filing is adopted in its entirety. Petitioner's objection to
the Report and Recommendations (Doc. #32) is overruled.

Given that any appeal from this Court's opinion would be objectively
frivolous, Petitioner's motion for leave to appeal *in forma pauperis* (Doc. #26) is
overruled, as is his "Belated Notice of Appeal," (Doc. #27) which the Court has
construed as a request for an extension of time to appeal.

Date: April 10, 2012


WALTER HERBERT RICE
UNITED STATES DISTRICT JUDGE

Copies to: Petitioner
Counsel for Respondent
Sixth Circuit Case Manager